

STATEMENT OF REASONS FOR THE THIRD MODIFICATION

Section 345.04

Subsection (h)(6) is amended to delete the reference to 24 months and replace it with 12 months. This modification ensures consistency throughout this section.

This section was misidentified in the previous 15-day notice period as subsection 345.02. This is for clarification only.

Section 345.30(d)(6)(C) -- Amendments contained on Page 38 of the Modified Express Terms

Subsection (d)(6)(C) is amended to change the data elements required from a student to enable the correct reporting of course completions. During the development of the traffic violator school course completion tracking database, the department worked with the courts and industry to determine which data elements are necessary to allow a court to identify the violator and complete adjudication of the violation. With the assistance of courts and industry, the department determined that having the name of the court with jurisdiction or the court code and court reference number was the only data required from a violator other than the normal identifying information. Without this information from the student, the school cannot determine that a court has agreed to allow the violator to attend a traffic violator school course and the course cannot be reported as completed.

Section 345.30(f)(2)(D) -- Amendments contained on Page 41 of the Modified Express Terms

Subsection (f)(2)(D) is amended to clarify the data elements that are acceptable in the disclosure to the student. This informs the student of the information needed to participate in the course to be credited toward having a traffic safety violation masked on the driving record.

Section 345.36(a)(1) – Amendments contained on Page 49 of the Modified Express Terms

Subsection (a)(1) is amended to add the reference to Section 345.30(d)(6)(C) of these regulations for the data elements required to admit a student to a course with the intention of masking the traffic safety violation on the student's record.

Section 345.40(b) – Amendments found on Page 54 of the Modified Express Terms

Subsection (b) is amended to delete language that indicates that the schedule of classes shall be submitted through U.S. mail. The schedule of classes are now required to be filed in the school records or posted on the website.

Section 345.40(c) – Amendments found on Page 55 of the Modified Express Terms

Subsection (c) is amended to delete the word "submit" in reference to class schedules.